

CHAPTER 15
TOWN OF SPRING GREEN ALL-TERRAIN VEHICLE AND
UTILITY TERRAIN VEHICLE ROUTE ORDINANCE

- 15.10 Title and Purpose
- 15.20 Authority
- 15.30 Adoption of Ordinance
- 15.40 Adoption of State Standards
- 15.50 Operation of All-Terrain Vehicles and Utility Terrain Vehicles
- 15.60 Designation of All-Terrain Vehicle and Utility Terrain Vehicle Routes
- 15.70 Conditions Applicable to All-Terrain Vehicle and Utility Terrain Vehicle Routes
- 15.80 Enforcement
- 15.90 Severability
- 15.100 Penalties

15.10 Title and Purpose. The title of this ordinance is the Town of Spring Green All-Terrain Vehicle and Utility Terrain Vehicle Route Ordinance. The purpose of this ordinance is to establish all-terrain vehicle and utility terrain vehicle routes in the Town and to regulate the operation of all-terrain vehicles and utility terrain vehicles in the Town.

15.20 Authority. The Town Board of the Town of Spring Green, Sauk County, Wisconsin, has the specific authority to adopt this All-Terrain Vehicle and Utility Terrain Vehicle Ordinance under s. 23.33(8)(b) and (11), Wis. Stats.

15.30 Adoption of Ordinance. This ordinance adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provides the authority for the Town to designate all-terrain vehicle and utility terrain vehicle routes in the Town and to regulate the use of those routes and all-terrain vehicles and utility terrain vehicles in the Town, designates all-terrain vehicle and utility terrain vehicle routes in the Town and provides for the regulation of the use of those routes and of all-terrain vehicles and utility terrain vehicles in the Town.

15.40 Adoption of State Standards. Section 23.33, Wis. Stats., and Wisconsin Administrative Code Chapter NR 64, and any subsequent amendment of the same, are hereby adopted and incorporated into this ordinance as though fully set forth herein and establish the standards and regulations applicable to operation of all-terrain vehicles and utility terrain vehicles in the Town.

15.50 Operation of All-Terrain Vehicles and Utility Terrain Vehicles. No person may operate an all-terrain vehicle or a utility terrain vehicle on or off the roadway portion of any highway in the Town except on roadways that are designated as all-terrain vehicle and utility terrain vehicle routes by this ordinance, or under circumstances listed as exceptions as set forth in section 23.33(4), Wis. Stats.

15.60 Designation of All-Terrain Vehicle and Utility Terrain Vehicle Routes. The following routes are designated all-terrain vehicle and utility terrain vehicle routes in the Town:

1. Porter Road – commencing 100 yards north of Highway 14 to its intersection with Mercer Road.
2. Mercer Road – beginning at the intersection with Porter Road and continuing until the intersection with Peck Road.
3. Peck Road – that portion of Peck Road located within the Town.

The map attached as Exhibit A depicts the areas that will be designated as all-terrain vehicle and utility terrain vehicle routes.

15.70 Conditions Applicable to All-Terrain Vehicle and Utility Terrain Vehicle Routes. The following restrictions are placed on the use of the Town all-terrain vehicle and utility terrain vehicle routes designated by this resolution:

- A. Routes shall be marked with uniform all-terrain vehicle and utility terrain vehicle route signs in accordance with s. NR 64.12 (7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking Town all-terrain vehicle and utility terrain vehicle routes:
 1. Intentionally remove, damage, deface, move, or obstruct any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standards if the sign or standard is legally placed by the state, any municipality, or any authorized individual.
 2. Possess any uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard of the type established by the department for the warning, instruction, or information of the public, unless he or she obtained the uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle and utility terrain vehicle route or trail sign or standard creates a rebuttable presumption of illegal possession.
- B. Operation shall be subject to all provisions of s. 23.33, Wis. Stats. and chapter NR 64, which are adopted as a part of this ordinance by reference, pursuant to s. 23.33(11), Wis. Stats.
- C. A copy of this ordinance shall be sent by the Town Clerk to the Department of Natural Resources, the Sauk County Sheriff's Department and any other law enforcement agency serving the Town of Spring Green's jurisdiction.
- D. All all-terrain vehicle and utility terrain vehicle operators shall observe roadway speed limits.

- E. Use of the all-terrain vehicle and utility terrain vehicle routes is allowed from May 1 through October 15, from 8:00 a.m. until ½ hour before sunset.

15.80 Enforcement. This ordinance may be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin and additionally as stated in the Town's citation authority ordinance as set forth in Chapter 1 of the Town of Spring Green Code of Ordinances.

15.90 Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

15.100 Penalties. Penalties for violations of this ordinance shall be as set forth in s. 23.33(13), Wis. Stats.

This ordinance shall take effect upon passage and posting (or publication) as required by law.

Adopted this ____ day of _____, 2014 by the Town Board of the Town of Spring Green, Sauk County, Wisconsin.

Dennis Polivka, Chairperson

Dave Radel, Supervisor

Richard Paulsen, Supervisor

Attest:

James Blau – Clerk